

Message Text

LIMITED OFFICIAL USE

PAGE 01 BUCHAR 04610 060840Z

20

ACTION EB-07

INFO OCT-01 EUR-12 ISO-00 L-03 TRSE-00 SS-15 NSC-05 STR-04

SP-02 OMB-01 CEA-01 CIEP-01 /052 W

----- 028733

R 060725Z AUG 76

FM AMEMBASSY BUCHAREST

TO: RUEHC/SECSTATE WASHDC 9149

INFO: RUEHDC/USDOC WASHDC

LIMITED OFFICIAL USE BUCHAREST 4610

E.O. 11652: N/A

TAGS: EEWT, RO

SUBJ: US-ROMANIAN LONG-TERM ECONOMIC COOPERATION AGREEMENT

REF: STATE 185830, BUCHAREST 4476

1. ON AUGUST 4 CONSTANTIN FOTA, COUNSELOR TO MINISTER OF FOREIGN TRADE PATAN, AND US DESK OFFICER FOR COOPERATION ION VASILE GAVE EMBOFF GOR WORKING LEVEL COUNTERPROPOSALS TO ARTICLE I (3) AND ARTICLE II (3) OF STATE 185830. THEY STRESSED THAT WHEN PATAN RETURNS FROM VACATION AUGUST 9 HE PERSONALLY WILL WANT TO HAVE A LOOK AT US PROPOSALS. BUT IN INTERIM, AND IN INTEREST OF SPEEDING THINGS ALONG, THEY WANTED TO GIVE US PRELIMINARY RESPONSE. THEY ALSO SUPPLIED LANGUAGE FOR ANNEX I (1 C).

2. ARTICLE I (3) - ROMANIAN COUNTERPROPOSAL:

QUOTE EACH PARTY SHALL ACCORD TO IMPORTS OF ALL GOODS PRODUCED UNDER COOPERATION ARRANGEMENTS IN THE TERRITORY OF THE OTHER PARTY THE SAME TREATMENT AS IMPORTS OF OTHER LIKE GOODS FROM OTHER COUNTRIES.

THIS TREATMENT SHALL BE THAT PROVIDED IN THE RELEVANT PROVISIONS OF THE AGREEMENT ON TRADE RELATIONS OF APRIL 2, 1975, FOR THE PERIOD THEY REMAIN APPLICABLE, OR AS OTHERWISE PROVIDED BY APPLICABLE LAWS AND REGULATIONS. UNQUOTE FOTA EXPLAINED THAT USE OF TERM QUOTE THERE UNQUOTE SEEMED TO REFER ONLY TO ROMANIAN GOODS IN THE CASE OF IMPORTS INTO

LIMITED OFFICIAL USE

PAGE 02 BUCHAR 04610 060840Z

UNITED STATES AND EXCLUDES POSSIBILITY OF NEW PRODUCTS,

MANUFACTURED UNDER COOPERATIVE EFFORTS AND NOT MANUFACTURED BY ROMANIA PREVIOUSLY. SINCE PRINCIPAL GOR MOTIVE IN ENTERING INTO JOINT PRODUCTION COOPERATION IS TO PRODUCE GOODS OF WHICH ROMANIA ALONE IS INCAPABLE, USE OF QUOTE THERE UNQUOTE SEEMS TO NEGATE WHOLE IDEA OF ARTICLE I (3).

3. ARTICLE II (3) - ROMANIAN COUNTERPROPOSAL: QUOTE THE PARTIES RECOGNIZE THE SIGNIFICANCE OF EXPORT LICENSES TO THE SUCCESSFUL ACHIEVEMENT OF MUTUALLY ADVANTAGEOUS TRADE AND COOPERATION ACTIVITIES.

IN LIGHT OF THE ABOVE, EACH PARTY SHALL PROCESS EXPEDITIOUSLY RELEVANT EXPORT LICENSE APPLICATIONS AND SHALL GRANT EXPORT LICENSES UNDER ITS ESTABLISHED ADMINISTRATIVE PROCEDURES AND IN CONFORMITY WITH ITS LAWS, REGULATIONS, AND INTERNATIONAL UNDERTAKINGS. UNQUOTE.

A. CHANGE OF QUOTE EXPORTS UNQUOTE TO QUOTE EXPORT LICENSES UNQUOTE IN FIRST SENTENCE IS INTENDED TO ELIMINATE TAUTOLOGY THAT EXPORTS ARE IMPORTANT TO TRADE.

B. IN SECOND SENTENCE, FOTA CLAIMS NO SUBSTANTIVE CHANGE INTENDED, BUT SIMPLY END-GOAL OF PROCESSING, I.E., APPROVALS, HIGHLIGHTED. EMBOFF POINTED OUT THAT ROMANIAN FORMULATION GOES CONSIDERABLY BEYOND US PROPOSAL IN PREJUDGING OUTCOME OF LICENSING DECISION. FOTA AGREED WITH EMBOFF THAT QUICKER, MORE EFFICIENT PROCESSING OF LICENSE APPLICATIONS, EVEN IN CASES WHEN LICENSE REFUSED, WOULD GREATLY AID BUSINESS DECISIONS AND PREVENT WASTE OF TIME PURSUING UNAPPROVABLE LICENSES. YET HE WOULD NOT ADMIT DIFFERENCE BETWEEN PROCESSING AND APPROVAL AND WOULD NOT CONCEDE THAT ROMANIAN COUNTERPROPOSAL WAS SUBSTANTIVE CHANGE. FOTA MENTIONED THAT GOR HOPED TO DEMONSTRATE PROGRESS IN THIS FIELD BY INCORPORATING LANGUAGE WHICH GOES BEYOND THAT OF FINAL PARAGRAPH, ARTICLE 7, AGREED MINUTES OF SECOND SESSION OF JOINT ECONOMIC COMMISSION, WHICH ADDRESSES PROBLEM OF PROCESSING.

4. ANNEX I (1 C) - ROMANIAN LANGUAGE: QUOTE TO AGREE IN THE CONTRACTS OF COOPERATION THE WAY OF ENSURING THE NECESSARY LOCAL STAFF FOR IMPLEMENTATION OF THE OBLIGATIONS RESULTING FROM COOPERATION PROJECTS, IN ACCORDANCE WITH LAWS AND REGULATIONS IN FORCE IN THE TWO COUNTRIES. UNQUOTE.
ABOVE RECEIVED WITHOUT COMMENT OR DISCUSSION.

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 BUCHAR 04610 060840Z

5. FOTA USED OCCASION TO REITERATE ROMANIAN DESIRE THAT FINAL TEXT BE COMPLETELY AGREED UPON BY BEGINNING OF OCTOBER SO THAT AGREEMENT COULD BE SIGNED DURING THIRD SESSION OF JOINT ECONOMIC COMMISSION.
VIETS

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: EAST WEST TRADE, POLICIES, TRADE AGREEMENTS, AMENDMENTS
Control Number: n/a
Copy: SINGLE
Draft Date: 06 AUG 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: izenbei0
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976BUCHAR04610
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D760303-0488
From: BUCHAREST
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760877/aaaacppo.tel
Line Count: 112
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 76 STATE 185830, 76 BUCHAREST 4476
Review Action: RELEASED, APPROVED
Review Authority: izenbei0
Review Comment: n/a
Review Content Flags:
Review Date: 04 MAY 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <04 MAY 2004 by woolflhd>; APPROVED <31 AUG 2004 by izenbei0>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: US-ROMANIAN LONG-TERM ECONOMIC COOPERATION AGREEMENT
TAGS: EEW, RO, US
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006